

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
No. 7:18-CR-10-1H

UNITED STATES OF AMERICA,

v.

MARCIO SANTOS-PORTILLO,

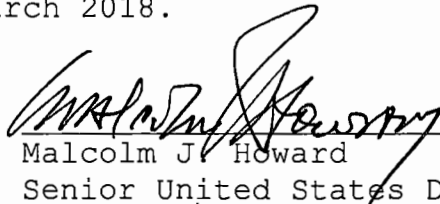
Defendant.

ORDER

This matter is before the court on the appeal by defendant of an order issued by United States Magistrate Judge Robert B. Jones on January 31, 2018, [DE #17], detaining defendant pending trial.

The court has carefully reviewed this matter and finding the Magistrate Judge's decision in accordance with law, the appeal is DENIED. The order of detention of the Magistrate Judge is hereby AFFIRMED.<sup>1</sup>

This 26<sup>FN</sup> day of March 2018.

  
Malcolm J. Howard  
Senior United States District Judge

At Greenville, NC  
#35

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<sup>1</sup> The court notes a clerical error in the detention order, [DE #17]. Considering the Magistrate Judge stated at the detention hearing "[t]he evidence presented in argument of counsel is clearly focused on risk of nonappearance. I don't think we heard anything relating to danger - - directly to danger in this case," [DE #21 at 33], the appropriate box to check on page 2 of the detention order under "Alternate Findings (B)," was "(1) There is a serious risk that the defendant will not appear," instead of "(2) There is a serious risk that the defendant will endanger the safety of another person or the community." [DE #17 at 2]. Therefore, the detention order shall be deemed amended in accordance with the hearing transcript, [DE #21 at 33].